

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES - Revenue Department - Sri R.Anjaneyulu, formerly Mandal Revenue Officer, Kunavaram - Certain irregularities in issue of PPBs - Disciplinary proceedings- - Enquiry - Imposition of punishment dismissal from service - Appeal petition filed - Allowed - Modified Orders - Issued.

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REVENUE (VIGILANCE.II) DEPARTMENT

G.O.Rt.No.1360

Dated:30th June,2008

Read the following :-

1. From Spl.CS&CCLA Proc.No.VSI(5)/2378/2005, dt.7.11.2006.
2. Appeal petition of Sri R.Anjaneyulu, former MRO, Kunavaram, dt.18.07.2007 received through AP Revenue Services Association, Hyd.
3. From Spl.CS & CCLA Ref.No.VSI(5)/2378/2005, dt.1.10.07.

O R D E R:-

In the reference 1st read above, the Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has issued orders imposing punishment of dismissal from service against Sri R.Anjaneyulu, Mandal Revenue Officer on the allegation of issue of PPBs/TDs committed while he was working as Deputy Mandal Revenue Officer and holding additional charge for the post of the Mandal Revenue Officer, Uppusaka Village, Burgampad Mandal, Khammam District which was proved in the inquiry.

2. Aggrieved by the said orders, in the reference 2nd read above Sri R.Anjaneyulu, formerly Mandal Revenue Officer, Kunavaram has submitted an appeal petition before the Government and stated that neither the Enquiry Officer nor Collector could quote even a single case relating to issue of PPBs/TDs to the ineligible non-tribals by him and that the land was not a forest land and it was never handed over to the Forest Department and it is Government land under the control of the Revenue Department and he has produced pahanies of the village to show that the land was under occupation of various persons and assignments in a portion of the land in question were granted earlier i.e. some 40/50 years ago to the landless poor persons and hence he has issued PPBs to the persons who are having legitimate right and approved by the RDO, Palvanha and even before he joined, his predecessor had also issued PPBs/TDs and the pattas in the same survey number and he did not commit any irregularity in the issue. He has finally requested the Government to set aside the orders of the Chief Commissioner of Land Administration, Hyderabad.

3. Government have examined the appeal petition of Sri R.Anajaneyulu, former Mandal Revenue Officer (now retired) in the light of the material available, and observe that the enquiry report did not go into specific instances of irregular assignment and issue of PPBs. On Article-1, the Joint Collector held that the charge is proved on the basis of deposition of Delinquent Officer who himself has accepted that he has issued ROR PPBs and TDs in 148 cases, since the area in Sy.No.90 covered under Reserve Forest. The conclusion arrived by the Inquiring Authority is based on the premise that Sy.No.90 is a reserve forest, whereas the records show that the final notification has not yet been received and the entire issue is under process. Therefore, there does not

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seem to be adequate justification to come to this conclusion. However it is clear from the enquiry report that there was lack of knowledge of the earlier notification and not enough care was taken to scrutinize the applications for issue of PPBs and certain procedural formalities do not seem to have been followed like verifying the whereabouts of the tribal pattedars and there were also instances of missing signatures in the verification documents and Govt. observed that all these lapses did not seem to warrant the extreme punishment of dismissal of the appellant.

4. Keeping in view the above observations, Government hereby modify the penalty of dismissal of the individual from service issued by the Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad in proceedings dt.07.11.2006 to that of 10% (ten percent) cut in pension for a period of one year against Sri R.Anjaneyulu, formerly Mandal Revenue Officer (now retired), Khammam District since the individual already retired from service on 30.4.2007.

5. The Spl.Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad/ District Collector, Khammam is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SUDHIR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri R.Anjaneyulu, formerly MRO (now retired),
Uppusaka (V), Khammam Dist. through Dist.Collector, Khammam.
The Spl.Chief Secretary & Chief Commissioner of Land Administration,
Andhra Pradesh, Hyderabad.
The District Collector, Khammam.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER.

Please see orders in circulation to the Hon’ble Minister (Rev) at pages 13-14 ante, a draft order is accordingly submitted below for approval.

44. With reference to the orders of the Dy.Secy. to Govt. on para 43 above, it is submitted that as per sub-rule (2) (v) of rule 37 of APCS (CCA) Rules, 1991, the Government servant shall be given a reasonable opportunity whenever imposing or enhancing any penalty.

45. In this instant case, Govt. have considered the appeal of Sri R.Anjaneyulu, MRO (now retired) and decided to reduce the punishment of dismissal from service issued by the CCLA Dt.7.11.06 to that of 10% cut in pension for one year and it is not a fresh punishment to give a show cause notice under APRP Rules, 1980.

46. Submitted for orders.